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Attorneys for Plaintiffs:

SHOGREN LIVING TRUST; PATRICK DAVIS; STEPHEN MELZ; F/V
GLADNIK, LLC; F/V MIDORI, LLC; F/V CHARLIE D., LLC; F/V DONITA,
LLC; BOB SILVA; GALE FORCE, INC.; F/V INTREPID, INC.; BRADFORD
FLOYD; DANNY MURRAY; DOMONIC DAPETTI; CHAD DALHBERG

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

CHELSEA, LLC, MARK RUSSO,
ALLEN LORETZ, IVAN SIMPSON,
individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

REGAL STONE, LTD., HANJIN
SHIPPING, CO., LTD., CONTI CAIRO
KG, NSB NEIDERELBE, SYNERGY
MARITIME, LTD. *In Personam*; M/V
COSCO BUSAN, their engines, tackle,
equipment, appurtenances, freights, and
cargo *In Rem*,

Defendants.

Case No. C-07-5800-SC

Related case 07-05926-SC

PLAINTIFFS SHOGREN LIVING
TRUST; PATRICK DAVIS; STEPHEN
MELZ; BOB SILVA; AND GALE
FORCE, INC DISMISSAL WITHOUT
PREJUDICE

[FRCP 41(a)]

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1 **SHOGREN LIVING TRUST; PATRICK) Case No. 07 -05926-SC**
2 **DAVIS; ROSE MARIE, INC.; STEPHEN)**
3 **MELZ; F/V GLADNIK, LLC; F/V)**
4 **MIDORI, LLC; F/V CHARLIE D., LLC;)**
5 **F/V DONITA, LLC; BOB SILVA; GALE)**
6 **FORCE, INC.; F/V INTREPID, INC.;)**
7 **BRADFORD FLOYD; DANNY)**
8 **MURRAY; DOMONIC DAPETTI;)**
9 **CHAD DALHBERG;)**

10 **Plaintiffs,**

11 **v.**

12 **REGAL STONE, LTD.; HANJIN)**
13 **SHIPPING, CO., LTD.; JOHN COTA;)**
14 **M/V COSCO BUSAN, Official No.)**
15 **9231743 her engines, apparel, furniture,**
16 **etc, *in rem*;**

17 **Defendants.**

18 _____
19 COMES NOW PLAINTIFFS SHOGREN LIVING TRUST; PATRICK DAVIS;
20 STEPHEN MELZ; BOB SILVA; AND GALE FORCE, INC., by and through their
21 attorney of record, Cory A. Birnberg of Birnberg & Associates, and does hereby dismiss
22 their complaint, filed on November 21, 2007, without prejudice, pursuant to Federal Rule
23 of Civil Procedure 41, subsection (a)(1)(A)(i). Defendants have not been served nor have
24 they responded to the complaint. This dismissal only applies to PLAINTIFFS
25 SHOGREN LIVING TRUST; PATRICK DAVIS; STEPHEN MELZ; BOB SILVA;
26 AND GALE FORCE, INC. and not the other Plaintiffs.

27 Dated: 5 February 2008

28 BIRNBERG & ASSOCIATES

By: /s/Cory Birnberg
Cory A. Birnberg
Attorney for Plaintiffs



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